HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO: 17458 of 2006

Dated 8th November, 2006

Between:

Jamparapu Bhaskar Rao, son of Sudharshan, aged about 32 years, resident of Ankalammapalle village, Giddalur Mandal, Prakasam District.

... Petitioner

And:

1. The State Election Commission, A.P., at Bhuddabhavan, Hyderabad, represented by the Commissioner and others.

…Respondents.

ORDER:

This writ petition is filed seeking to issue writ or direction particularly in the nature of mandamus or any other appropriate writ, declaring the action of the 3rd respondent in not receiving the application and ordering for recounting of the votes polled in the election held on 6-8-2006 for Vuyyalawada Gram Panchayat, Giddalur Mandal, Prakasam District, and further declare the action of the 1st and 2nd respondents in not reacting to the representation of the petitioner as illegal, void and arbitrary.

2. Other factual details are narrated in the affidavit filed in support of the writ petition.

3. A Counter affidavit in detail is filed by the 4th respondent.

4. It is brought to the notice of this Court that already Election O.P. was filed on the file of the Junior Civil Judge, Giddaluru and the same is pending. The learned counsel for the writ petitioner represented that he does not know the actual number of the election O.P. but the C.F.R.No.3959 of 2006 is given.

5. In view of the facts and circumstances of the case, liberty is being given to the petitioner to raise all these grounds and contentions, raised even in the present petition, in the pending O.P. It is needless to say that the matters of this nature have to be disposed of at the earliest point of time.

6. In view of the same, the Junior Civil Judge, Giddaluru is directed to dispose of the Election O.P. which is pending at an early date preferably within a period of four months from the date of receipt of a copy of this order.

7. The writ petition is accordingly disposed of. No order as to costs.

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Justice

P.S.NARAYANA

Date: 8th November, 2006.

Dvs

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